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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

8 RUPFF A HEINRICH,

9 Petitioner,

10 v.

11 WILLIAM PENALOZA, et al.,

12 Respondents.

Case No. C17-862-RAJ

ORDER CONSOLIDATING THIS
ACTION WITH CASE NO. C17-761-
RAJ-MAT

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14 Having reviewed the Report and Recommendation of the Honorable James P. Donohue,
15 Chief United States Magistrate Judge, any objections or responses to that, and the remaining
16 record, the Court finds and ORDERS:

17 (1) The Court ADOPTS the Report and Recommendation.

18 (2) The Government's motion to consolidate, Dkt. 10, is GRANTED. This action is
19 CONSOLIDATED with *Rupff Heinz v. Immigration and Customs Enforcement, et al.*, No. C17-
20 761-RAJ-MAT (W.D. Wash.).

21 (3) Ruling on the Government's motion to dismiss is RESERVED and will be
22 considered in conjunction with the merits of *Heinz*.

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ORDER CONSOLIDATING THIS
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1 (4) The Clerk is directed to send copies of this Order to the parties, to Judge
2 Donohue, and to Judge Theiler.

3 Dated this 22nd day of September, 2017.

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7 The Honorable Richard A. Jones
8 United States District Judge
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